IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 23RD NOVEMBER 2007 / 2ND AGRAHAYANA 1929

WP(C).No. 6677 of 2004(T)

PETITIONER:

M.RAMACHANDRAN, AGED 56 YEARS S/O.KARAUNAKARA MENON MOOLANAKAVU, KUPPADI VILLAGE, SULTHAN BATHERY TALUK, CHAIRMAN, THE SULTHAN BATHERY SERVICE CO-OP. BANK EMPLOYEES WELFARE COMMITTEE, SULTHAN BATHERY AMSOM DESOM, SULTHAN BATHERY TALUK, WAYANAD DISTRICT.

BY ADV. SRI.N.J.ANTONY

RESPONDENTS:

1. STATE OF KERALA REPRESENTED BY SECRETARY, DEPARTMENT OF CO-OPERATION, SECRETARIAT, THIRUVANANTHAPURAM.

2. JOINT REGISTRAR OF CO-OP. SOCIETIES, KALPETTA, WYNAD.

3. THE SULTHAN BATHERY SERVICE CO-OP. BANK LIMITED, SULTHAN BATHERY, WYNAD DISTRICT, REPRESENTED BY SECRETARY.

BY ADV. SRI.T.A.RAMADASAN --- R3
SPL.GOVT.PLEADER SMT. DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 6677/2004 T

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE CLAUSE 61(B) (9) OF THE BYE LAW AS APPROVED BY THE DY. REGISTRAR.

EXT.P2. COPY OF THE MINUTES OF THE GENERAL BODY DT. 25/10/2003.

EXT.P3. COPY OF THE MINUTES OF THE MANAGING COMMITTEE DT. 24/1/2004.

EXT.P4. COPY OF THE ORDER OF THE R2 DT. 13/2/2004.

EXT.P5. COPY OF THE ORDER OF THE PRESIDENT DT. 17/2/2004.

EXT.P6. COPY OF THE NOTICE OF SECRETARY DT. 17/2/004.

EXT.P7. COPY OF THE JUDGMENT IN OP NO. 3197/98 DT. 15/10/03.

RESPONDENT'S EXHIBITS

EXT.R2A. COPY OF THE LETTER NO. B2(1) 35817/2000 DATED 4/09/00 OF THER EGISTRAR OF CO-OP SOCIETIES, TRIVANDRUM.

True copy

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KURIAN JOSEPH, J.

W.P(C) No.6677 of 2004

Dated this the 23rd day of November, 2007

JUDGMENT

Petitioners approached this court aggrieved by the steps taken for recovery of the bonus already paid to the employees of the 3rd respondent Society. The contention of the petitioner is that the payment of bonus is as per the decision of the General Body. Be that as it may, it is seen that the bonus is paid for the period 1999-2000. It is also submitted that in several cases the Government has ratified such payment of bonus. Therefore, this writ petition is disposed of in terms of the interim order.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

W.P(C).No. 6677 of 2004

JUDGMENT

23rd November, 2007